

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

PATENT
APPLICATION

Inventor(s): Uzoh et al.

Serial No. 09/905,335

Group Art Unit: 1753

Filed: July 13, 2001

Examiner: K. Mayekar

Title: Packaging Deposition Methods

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SEP 13 2004TERMINAL DISCLAIMER

By Owner

Re Double-Patenting Rejection

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Nutool, Inc. of 100% interest in the instant application, by virtue of an Assignment recorded July 13, 2001 at Reel 012000 / Frame 0083, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the fully statutory term defined in 35 USC 154 and 173, as presently shortened by any terminal disclaimer, of prior patent 6,176,992 Issued January 23, 2001. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer., in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is attorney of record.

PAT-138503

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Entity: Nutool, Inc.

By. 

David A. Jakopin, Reg. No. 32,995
Attorney of Record

Date: September 13, 2004

The Commissioner is authorized to charge the large entity Terminal Disclaimer fee of \$110 to Deposit Account 50-2213 (Order No. 042496-0276090)